

From: Andrew Levy <alevy@fwblaw.net>
Sent: Friday, June 12, 2015 8:00 PM
To: Dean, Abigail
Cc: Steve Kahn (PantherDI); Matthew P. Coglianese; Llamozas, Emilio
Subject: Re: White Oaks Parks and Black Eagle Estates, Mandaree, ND

Thanks, Abby. I'm on vacation through the 21st. I will take a look when I get back.

Andrew

Andrew D. Levy
Frank, Weinberg & Black, P.L.
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Boca Raton, FL 33431
T: 561-989-0700 ext 208
F: 561-395-3339
alevy@fwblaw.net

On Jun 12, 2015, at 6:16 PM, Dean, Abigail <Dean.Abigail@epa.gov> wrote:

Andrew:

Please find attached a draft combined complaint and consent agreement for your review. Please note that this document represents an initial draft for your comments. It has not been routed for concurrence through EPA management. That process will likely result in additional changes and I will highlight those changes when I send you the final draft for your client's signature. Once your client has signed the final draft, it will be signed by EPA and then go out for public comment. I will be out of the office for a training next week, but please feel free to get in touch with Emilio (303-312-6407) if you have questions. Otherwise, you can email me with any requested changes and/or preliminary approval and we will begin routing it through EPA. Thank you for your efforts.

Kind regards,

Abby

Abigail Dean, Attorney
Regulatory Enforcement Unit
Legal Enforcement Program (8ENF-L)
USEPA Region 8
1595 Wynkoop Street
Denver, CO 80202-1129
303-312-6106
FAX: 303-312-6953
e:mail dean.abigail@epa.gov

From: Andrew Levy [mailto:alevy@fwblaw.net]
Sent: Wednesday, June 03, 2015 9:54 AM
To: Dean, Abigail
Cc: Steve Kahn (PantherDI); 'Matthew P. Coglianese'
Subject: RE: White Oaks Parks and Black Eagle Estates, Mandaree, ND
Abby – please proceed with the preparation of documentation reflecting an aggregate penalty (between both sites) of \$36,000, with a 6 month installment plan. Thanks very much.
Andrew

From: Dean, Abigail [mailto:Dean.Abigail@epa.gov]
Sent: Tuesday, June 02, 2015 9:59 AM
To: Andrew Levy
Cc: Steve Kahn (PantherDI); 'Matthew P. Coglianese'
Subject: RE: White Oaks Parks and Black Eagle Estates, Mandaree, ND
Good morning, Andrew. I apologize if you did not receive the message portion of the calendar invitation I sent. Here it is:
Andrew and Matt:
Please use the following information to join Region 8 for a teleconference on Wednesday, June 3, 2015, at 9:00 AM MT (11:00 AM ET). Please forward this along to Alex and/or Steve if they intend to be on the call.
US Toll Free: 1 866 299.9141
Participant passcode: 28850179, then #
Thank you,
Abby
Abigail Dean, Attorney
Regulatory Enforcement Unit
Legal Enforcement Program (8ENF-L)
USEPA Region 8
1595 Wynkoop Street
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e:mail dean.abigail@epa.gov

From: Andrew Levy [mailto:alevy@fwblaw.net]
Sent: Tuesday, June 02, 2015 6:44 AM
To: Dean, Abigail
Cc: Steve Kahn (PantherDI); 'Matthew P. Coglianese'
Subject: RE: White Oaks Parks and Black Eagle Estates, Mandaree, ND
Good morning, Abby. Should we use the same conference dial in from last time for our call tomorrow?

From: Dean, Abigail [mailto:Dean.Abigail@epa.gov]
Sent: Thursday, May 28, 2015 1:03 PM
To: Matthew P. Coglianese
Cc: Andrew Levy; Llamozas, Emilio
Subject: RE: White Oaks Parks and Black Eagle Estates, Mandaree, ND
How does Wednesday, June 3rd at 9AM MT (11AM ET) work for you all?
Thanks,
Abby
Abigail Dean, Attorney
Regulatory Enforcement Unit
Legal Enforcement Program (8ENF-L)
USEPA Region 8
1595 Wynkoop Street
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FAX: 303-312-6953
e:mail dean.abigail@epa.gov

From: Matthew P. Coglianese [mailto:mcoglianese@rascoklock.com]
Sent: Wednesday, May 27, 2015 3:58 PM

To: Dean, Abigail
Cc: Andrew Levy; Llamozas, Emilio
Subject: Re: White Oaks Parks and Black Eagle Estates, Mandaree, ND

Abby:
I have a meeting in Orlando with Region 4 people on June 2nd, but we could have a call on Wednesday morning (late morning our time) of next week. Please let us know what works for you guys.

Thanks.

Matt

From: "Dean, Abigail" <Dean.Abigail@epa.gov>
Date: Wed, 27 May 2015 21:24:30 +0000
To: Matthew Coglianese <mcoglianese@rascoklock.com>
Cc: Andrew Levy <alevy@fwblaw.net>, "Llamozas, Emilio" <Llamozas.Emilio@epa.gov>
Subject: RE: White Oaks Parks and Black Eagle Estates, Mandaree, ND

Matt and Andrew:

Are you available for a teleconference to follow-up on your letter on Tuesday morning, June 2nd, at 9AM MT? Emilio and I also have some time Tuesday afternoon and Wednesday morning next week.

Thank you,

Abby

Abigail Dean, Attorney
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From: Matthew P. Coglianese [mailto:mcoglianese@rascoklock.com]
Sent: Tuesday, May 26, 2015 4:58 PM
To: Dean, Abigail
Cc: Andrew Levy; Llamozas, Emilio
Subject: Re: White Oaks Parks and Black Eagle Estates, Mandaree, ND
I think that makes sense, Abby, so that we can have a good shot at making our next settlement discussion productive with an eye to resolution.
Thanks again and we look forward to speaking to you and Emilio again soon.
Regards,
Matt

Sent from my iPhone

On May 26, 2015, at 6:48 PM, Dean, Abigail <Dean.Abigail@epa.gov> wrote:
Matt:
Thanks for your email. I have taken a quick look at the letter and since it contains a supporting rationale, I think it would be most efficient to cancel tomorrow's call and take some time to review the letter with Emilio. I will email you tomorrow morning with a couple of options for a follow-up teleconference.
Thank you,
Abby

Abigail Dean, Attorney
Regulatory Enforcement Unit
Legal Enforcement Program (8ENF-L)
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FAX: 303-312-6953
e:mail dean.abigail@epa.gov

From: Matthew P. Coglianese [mailto:mcoglianese@rascoklock.com]

Sent: Tuesday, May 26, 2015 4:26 PM

To: Dean, Abigail

Cc: Andrew Levy

Subject: RE: White Oaks Parks and Black Eagle Estates, Mandaree, ND

Dear Abby:

Please find enclosed our letter which was written, and is being forwarded to you, in furtherance of our settlement discussions. We look forward to speaking to the Region about a fair and expeditious resolution of this matter.

Best regards,

MPC

www.rascoklock.com

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